IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 7306 of 2005

Between:

1 Rafiuddin Khan, S/o. Hussian Khan,

Higher Grade Draughtsman,
O/o the Area Manager, Telecom Rural, Hyderabad Telecom,
Hyderabad District.
2 Mohammad Fakruddin, S/o. Mohammed Shafruddin,
Higher Grade Draughtsman,
O/o. General Manager,Telecom Projects, Hiamayath Nagar,
Hyderabad.
3 Mohammed Ezaz Ahmed S/o. Essa
Higher Grade Draughtsman,

O/o. Area Manager, Rural HTD,
Hyderabad.
4 V.V. Satish Kumar, S/o. S.V. Rami Reddy
Higher Grade Draughtsman,

O/o. The General Manager, Telecom, Cell one,
CTO Compound, Secunderabad.
5 Murtuza Shareef, S/O. Amhed Shareef,
Draughtsman, O/O. The Principal General Manager, Kavadiguda Telecom, District,
Suryalok Complex, Hyderabad.

..... PETITIONERS

AND

The Chairman-Cum- Managing Director, Bharath Sanchar Nigam

Limited, Statesman House, Barakhamba Road,
New Delhi---110001.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ /order more particularly in the nature of Mandamus , directing the Respondents to consider to provide walk-in -group or avenues of Promotions to the posts of J.E. (civil) by way of absorption to the cadre basing on seniority -cum-suitability as was done in the case of Draughtsman Electrical who were considered for promotion to J.E . (Electrical) and declare the inaction of the Respondents in not considering the case of the petitioners as arbitrary , illegal, unwarranted, misconceived and in violation of Articles 14 and 16 21 of the constitution of India , and consequently direct the Respondents to consider the cases of the petitioners to promote them to the cadre of J.E. (Civil) with all the consequential benefits and be pleased to pass such other and further order or orders as Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners:DR. A RAGHU KUMAR

Counsel for the Respondent : Smt. P. Sarada (SC FOR B.S.N.L)

The Court at the admission stage made the following Oral Order:

This Writ Petition is filed seeking a direction to the respondent to consider the cases of petitioners to promote them to the posts of J.E. (Civil).

Heard the learned counsel for the petitioner and the learned standing counsel appearing for respondent.

Respondent has to take appropriate decision as to whether the petitioners are eligible for promotion to the posts of J.E. (Civil) as per the guidelines; rules and policies if any framed.

Therefore, without entering into the merits of the case, the writ petition is disposed of directing the respondent to take appropriate decision and pass appropriate orders on the representation dated 30.07.2004 within a period of three months from the date of receipt of a copy of this order. No costs.

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(K.C.BHANU,J)

Dt:4th April, 2005

usd

To

1. The Chairman-Cum- Managing Director, Bharath Sanchar Nigam Limited, Statesman House, Barakhamba Road,

   New Delhi---110001.

2 Two C.D. copies